



Agenda

Meeting: Executive

Members: Councillors Carl Les (Chairman), Derek Bastiman, David Chance, Gareth Dadd, Keane Duncan, Michael Harrison, Simon Myers, Janet Sanderson, Greg White and Annabel Wilkinson.

Date: Tuesday, 21st May, 2024

Time: 10.00 am

Venue: The Brierley Room, County Hall, Northallerton DL7 8AD

Members of the public are entitled to attend this meeting as observers for all those items taken in open session. Please contact the Democratic Services Officer whose contact details are below if you would like to find out more.

This meeting is being held as an in-person meeting that is being broadcasted and recorded and will be available to view via www.northyorks.gov.uk/livemeetings. The meeting is also 'hybrid', which enables people to attend the meeting remotely using MS Teams. Please contact the Democratic Services Officer whose contact details are below if you would like to find out more.

Recording is allowed at Council, committee and sub-committee meetings which are open to the public, please give due regard to the Council's protocol on audio/visual recording and photography at public meetings, a copy of which is available to download below. Anyone wishing to record is asked to contact, prior to the start of the meeting, the Democratic Services Officer whose details are at the foot of the first page of the Agenda. We ask that any recording is clearly visible to anyone at the meeting and that it is non-disruptive.

Business

1. **Apologies for Absence**
2. **Minutes of the Meeting held on 7 May 2024** (Pages 3 - 8)
3. **Declarations of Interest**
4. **Exclusion of the Public**
Members are recommended to exclude the public from the meeting during consideration of each of the items of business listed in Column 1 of the following table on the grounds that they each involve the likely disclosure of exempt information as defined in the paragraph(s) specified in column 2 of Part 1 of Schedule 12A to the Local Government Act 1972 as amended by the Local Government (Access to information)(Variation) Order 2006:-

Item number on the agenda	Paragraph Number
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5. Public Participation

Members of the public may ask questions or make statements at this meeting if they have given notice to St John Harris of Democratic and Scrutiny Services and supplied the text (contact details below) by midday on Thursday 16 May, three working days before the day of the meeting. Each speaker should limit themselves to 3 minutes on any item. Members of the public who have given notice will be invited to speak:

- at this point in the meeting if their questions/statements relate to matters which are not otherwise on the Agenda (subject to an overall time limit of 30 minutes);
- when the relevant Agenda item is being considered if they wish to speak on a matter which is on the Agenda for this meeting.

If you are exercising your right to speak at this meeting, but do not wish to be recorded, please inform the Leader who will instruct anyone who may be taking a recording to cease while you speak.

6. Decision regarding outcome of marketing exercise to procure a short term operator for Alpamare Waterpark (Pages 9 - 24)

7. Forward Plan (Pages 25 - 46)

8. Any Other Items

Any other items which the Leader agrees should be considered as a matter of urgency because of special circumstances

9. Date of Next Meeting - 28 May 2024

Members are reminded that in order to expedite business at the meeting and enable Officers to adapt their presentations to address areas causing difficulty, they are encouraged to contact Officers prior to the meeting with questions on technical issues in reports.

Contact Details:

Enquiries relating to this agenda please contact
 St John Harris, Principal Democratic Services Officer
 Tel: 01723 383556 or e-mail: stjohn.harris@northyorks.gov.uk
 Website: www.northyorks.gov.uk

Barry Khan
 Assistant Chief Executive
 (Legal and Democratic Services)

County Hall
 Northallerton

Monday, 13 May 2024

North Yorkshire Council

Executive

Minutes of the meeting held on Tuesday 7 May 2024 commencing at 11.00 am.

Councillor Carl Les in the Chair. Councillors Derek Bastiman, David Chance, Gareth Dadd, Keane Duncan, Simon Myers, Janet Sanderson, Greg White and Annabel Wilkinson.

In attendance: Councillors Barbara Brodigan, George Jabbour, Steve Mason and Kevin Foster.

Officers present: Karl Battersby, Stuart Carlton, Gary Fielding, Richard Flinton, Nic Harne, Barry Khan and Elizabeth Jackson, Gareth Bentley, Simon Fisher, Matt George, Jon Holden, Max Thomas and Iain Mann (remote).

Apologies: Councillor Michael Harrison.

Copies of all documents considered are in the Minute Book

437 Apologies for Absence

Apologies for absence were received from Councillor Michael Harrison.

438 Minutes of the Meeting held on 16 April 2024

Resolved –

That the public Minutes of the meeting held on 16 April 2024, having been printed and circulated, be taken as read and confirmed by the Chair as a correct record.

439 Declarations of Interest

Councillor Gareth Dadd declared an interest in Minute 445 – Creation of New Audit Company, as he was an unpaid Director of Veritau, and left the meeting during consideration of the item.

Councillor Greg White declared an interest in Minute 443 – Proposal to close St Hilda's Ampleforth Church of England VC Primary School, as his wife was an unpaid trustee of Arete Learning Trust. As this was not a pecuniary interest Councillor White remained in the meeting room and took part in the debate and vote.

440 Exclusion of the Public

It was noted that there was an exempt appendix relating to Minute 445 – Creation of New Audit Company. As the contents of the appendix were not discussed there was no requirement to exclude the public from the meeting.

441 Public Participation

A public question was received from Mr Richard Fieldman in relation to Minute 442 – Review of Maximum Hackney Carriage Fares as follows:

As representative of 70 drivers in the trade, I am here today to object to the proposed tariff increase you see before you today.

As Mr Bentley will testify, the proven fare formula that was previously used by Harrogate Borough council, and also Transport for London, in determining an increase needed for the taxi trade in order to keep up with the increase in annual expenses and cost of living, showed we needed an increase of 5%.

The trade therefore requested that increase across the board. We were happy with the initial flagfall to remain as is, on tariffs 1,2, and 3, but requested the 5% on the running mile, and the waiting time on all of those three tariffs, as well as an increase on the callout charge, from £1 per mile to £2 per mile.

What you see before you today is totally unacceptable for those that work nights, and the unsocial xmas period. The proposal gives no increase to those working these hours, which less and less drivers are prepared to work these days.

The proposal is to bring tariff 2 in at 10pm, from the current 11pm at present. This will have minimal effect of an increase for those who only work nights, and those that are prepared to sacrifice their xmas with their family, to give the public a service during a festive, alcoholic holiday.

It is ironic that officers recognise that drivers need rewarding for late night unsocial hours, filled with abusive, alcohol and drug fuelled customers, yet are failing to provide them with the same increase as the daytime drivers. Night time work since covid is split into two categories, those that go out early evening for meals, usually going home between 8.30/9pm, and those that are out for a long drinking session, going home from 11pm onwards, the work between 10pm-11pm is minimal, so that proposal will give very little benefit to those working night hours.

The callout charge has been at a £1 per mile for many years, and as well as increased fuel costs, it has become unviable in a vast rural county, to travel many miles to pick a customer up, to take them a minimal distance, and therefore drivers are refusing to do these types of journey, leaving many customers stranded in the middle of nowhere, unable to get home.

It is absolutely imperative that you reject this proposal if you wish to see adequate coverage of drivers working nights and the xmas period. Areas such as Ripon, Thirsk, Northallerton, and Skipton, are massively short of drivers working these times, and if you accept this proposal you will be ensuring even less cover in these areas, as you are not allowing them the increase they need, not only to run their businesses successfully, but to put up with the abuse, and difficult customers they experience during these antisocial hours.

The trade feel they have been very reasonable in what they asked for, and therefore I ask you to respect the difficult job they do during these hours, and accept a 5% increase on the running mile and waiting time on all 3 tariffs, increase the running mile to £2 per mile, and leave tariff 2 to come in at 11pm.

I thank you for your consideration.

Councillor Barbara Brodigan was also in attendance at the meeting and made a statement in support of Mr Fieldman's statement as follows:

I would like to bring to the Executive's attention a similar situation experienced by Barnsley Council regarding taxi tariffs and its potential implications for our area. As you may be aware, Barnsley Council conducted an independent demand survey six months ago in preparation for implementing new tariffs for taxis. Following implementation of revised tariffs for daytime taxi services a further survey revealed a concerning trend: there were no taxis or a shortage of taxis at night or during holiday periods because it was not financially viable for drivers to operate during these times.

Given the potential for similar outcomes, I would ask that the Executive considers a cross-the-board increase of 5% for tariffs 2 and 3. This adjustment could help mitigate the risk of a shortage of taxi services during nighttime hours and Christmas holidays and would ensure that drivers are adequately compensated for their work.

By taking this step, we can maintain a reliable and accessible taxi service for our residents and visitors, particularly during times of increased demand. I am confident that this step will contribute positively to our local transportation infrastructure.

Councillor Greg White thanked Mr Fieldman and Councillor Brodigan for their statements and responded as follows. The first thing I want to stress is that any decision today is to be subject to a statutory consultation, this is the start of the process. As well as some people asking for maximum charges to be increased further, we've also had people in other parts of the county saying that they would quite like to see them go in the other direction because they're not competitive with neighbouring areas. In terms of the comparison that Councillor Brodigan made taxi rates in North Yorkshire are already about 70% higher than they are in South Yorkshire and I'm looking at a chart here which compares North Yorkshire and Barnsley. A three mile trip in Barnsley would be £8.90 whereas in North Yorkshire it's £14.98, nearly £15, so we're already substantially higher than Barnsley. So you're probably quite right there probably are people in Barnsley that think the taxi rate should go up but it doesn't really compare to North Yorkshire because we're already significantly more expensive than that particular town and you know we are more expensive than Bradford, Durham, East Riding, Lancaster, Leeds, Redcar and Cleveland and York. We have already got the most expensive taxis in in in the surrounding area when it comes to that nighttime rate. So I'm really keen that we don't get to a situation where we actually do an injustice to the people who use the taxi service by making it that those taxis become completely unaffordable. Like I said all of this will be subject to statutory consultation once the Executive makes its decision today.

Mr Fieldman and Councillor Brodigan then made supplementary statements referring to the higher licensing fee in North Yorkshire and the higher cost of living which leads to higher taxi fares. Councillor White responded that taxi charges were higher in North Yorkshire than in York, however the cost of living was similar. He also added that the licence fee charge reflected the cost of providing the service and only represented a small proportion of the expenses of a taxi driver.

442 Review of Maximum Hackney Carriage Fares

Considered – A report of the Assistant Director for Integrated Passenger Transport, Licensing, Public Rights of Way and Harbours regarding a proposal to vary the Council's Hackney Carriage Table of Fares. A proposed variation must be advertised for a specified period and could only come into effect at the end of the period if no objections were received and approval was sought for the publication of the proposed table of fares attached at Appendix D.

Councillor Greg White introduced the report which presented the review in advance of formal consultation on the proposed new fares. Mr Richard Fieldman, a representative of an informal group of taxi drivers from the Harrogate area, and Councillor Barbara Brodigan

made statements to which Councillor Greg White responded, as detailed at Minute 441.

Executive Members considered the proposal and made the following points:

- When the current table of fares had come into effect in April 2023 there had been agreement that it be reviewed in 12 months' time
- It was noted that these were maximum fares and drivers were able to charge a lower amount if they wished; and it was confirmed that the notices in taxis stated the amounts listed were maximum amounts
- The matter would only come back to the Executive if objections were received following publication of the statutory notice

Resolved (unanimously) – that:

The publication of the proposed variation to the Council's Hackney Carriage Table of Fares as set out in Appendix D be approved, subject to further consideration in the event of any objections being received.

443 Proposal to close St Hilda's Ampleforth Church of England Voluntary Controlled Primary School

Considered – A report of the Corporate Director – Children's and Young People's Service providing details of the outcome of the public consultation carried out by the Council on the proposal to close St Hilda's Ampleforth CE VC Primary School. Authorisation was requested for the publication of proposals and statutory notices and to schedule taking a final decision on the proposal on 16 July 2024.

Councillor Annabel Wilkinson introduced the report and advised that on 17 January the governing body had resolved to commence consultation on the proposal to close the school due to low pupil numbers, the resulting finances and matters of future leadership. Whilst the consultation had shown a great deal of local support for the school, low pupil numbers had led to the proposal at section 6 of the report that the school cease to be maintained from 31 August 2024 and that the catchment be split as outlined at paragraph 6.1.

Councillor Steve Mason was in attendance at the meeting and spoke in objection to the proposal requesting that consideration be given to finding ways to keep these small schools open. The Corporate Director – Children's and Young People's Service advised that there was a surplus of school places in the county. St Hilda's would only have 10 pupils on the roll in September, whilst there were 94 children in the catchment area and the school had consistently been rated as good by Ofsted. The community were choosing not to use this school as there were good schools elsewhere and the Corporate Director reported on which schools local children were attending.

Resolved (unanimously) – that:

- i) Statutory proposals and notices be published on 22 May 2024 proposing to cease to maintain St Hilda's Church of England VC Primary School with effect from 31 August 2024.
- ii) The proposals include that, in the event of closure, the catchment area currently served by St Hilda's Church of England VC School will be split between Terrington CE VA Primary School, Helmsley Community Primary School and Husthwaite CE. The parishes of Gilling East, Grimstone, Cawton and Coulton would become part of the catchment area for Terrington Church of England. The parishes of Oswaldkirk and

Stonegrave would become part of the catchment area for Helmsley Community Primary School. The parishes of Byland with Wass and Ampleforth would become part of the catchment area for Husthwaite Church of England

iii) The Executive schedule taking a final decision on these proposals on 16 July 2024.

444 Adoption of the “Protecting Dark Skies in the Nidderdale National Landscape (Area of Outstanding Natural Beauty)” Supplementary Planning Document

Considered – A report of the Assistant Director for Planning presenting the Protecting Dark Skies in the Nidderdale Area of Outstanding Natural Beauty Supplementary Planning Document (SPD), which supports the implementation of the Harrogate Local Plan 2014-2035.

Councillor Derek Bastiman, Executive Member for Open to Business, introduced the item and advised that the SPD would be used when determining planning applications in the Nidderdale AONB as it set out the levels and types of lighting appropriate for different zones. The SPD had been published for public consultation in February 2023 and the full details of the responses received were set out at Appendix B.

The Executive Member agreed to discuss with the Director whether a similar SPD could be developed for the Howardian Hills.

Resolved – that:

- i) That the Protecting Dark Skies in the Nidderdale Area of Outstanding Natural Beauty SPD is adopted, to be used as a material consideration in planning decisions within the Nidderdale AONB area.
- ii) That the Head of Planning Policy and Place be authorised to make minor amendments and graphical improvements ahead of adoption.

445 Creation of new audit company

Considered – A report of the Corporate Director of Resources which provided a business case for the establishment of a new company for the provision of audit, counter fraud and information governance services which would adhere to the Teckal exemption in the Public Contracts Regulations 2015 and be known as Veritau Public Sector Limited. Approval was sought for the establishment of the new company which would be jointly owned between North Yorkshire Council, City of York Council, Middlesborough Borough Council and Redcar and Cleveland Borough Council and limited by guarantee. Approval was also sought for the existing company, Veritau Limited, to operate on an entirely commercial basis in the future without the benefit of Teckal exemption.

The Assistant Director Resources introduced the report and confirmed that the new company would be not for profit.

Resolved (unanimously) – that:

- i) the Business Case at Appendix A be approved;
- ii) the implementation of a new jointly owned company, in accordance with the details set out in the Business Case at Appendix A, be approved;
- iii) the setting up of a company limited by guarantee be approved;
- iv) the Chief Executive (as Shareholder Representative) be delegated the approval of

- any dividend payment by Veritau Limited and authorise the Chief Executive (as Shareholder Representative) to sign any relevant shareholder resolutions in relation to a dividend;
- v) the investment of a “subscription fee” in NewCo be approved;
 - vi) the approval of the articles, the company name, the members agreement and any other governance documents associated with new company be delegated to Assistant Chief Executive Legal and Democratic Services;
 - vii) the Council entering into all other agreements and documents necessary for the establishment of the new company be delegated to the Assistant Chief Executive Legal and Democratic Services;
 - viii) the Assistant Chief Executive Legal and Democratic Services be delegated to progress and conclude the working arrangements of NewCo including the method of the provision of support services, staffing and secondment arrangements between NewCo and Veritau Limited;
 - ix) all other necessary steps to secure the implementation of the proposed Option be delegated to the Assistant Chief Executive Legal and Democratic Services;
 - x) the Chief Executive (as Shareholder Representative) be delegated the appointment of the directors of NewCo on behalf of the Council; and
 - xi) the appointed officers to the board of directors of the company on behalf of the Council will be entitled to indemnity in accordance with the Council’s Indemnity Policy for Members and Employees.

446 Area Constituency Committee Feedback Report

Considered – A report of the Assistant Chief Executive Legal and Democratic Services providing an overview of the key issues considered at recent meetings of the Area Constituency Committees.

Resolved - That the report be noted.

447 Forward Plan

Considered –

The Forward Plan for the period 25 April 2024 to 30 April 2025 was presented.

Resolved – That the Forward Plan be noted.

448 Date of Next Meeting - 21 May 2024

The meeting concluded at 11.50 am.

North Yorkshire Council

Executive

21 May 2024

Marketing exercise to procure a short-term operator for Alpamare Waterpark

Report of the Corporate Director of Resources

1.0 PURPOSE OF REPORT

- 1.1 To update Members on the outcome of the marketing exercise to procure a short-term operator for Alpamare Waterpark (the Waterpark);
- 1.2 To seek approval from the Executive to enter into negotiations with the preferred bidder to try to finalise acceptable terms for the short-term operation of the Waterpark;
- 1.3 To note the time constraints in achieving an aspirational summer of 2024 opening of the Waterpark; and in recognition of the time constraints to seek approval from the Executive to delegate the authority to enter into the potential short-term lease, along with the agreement of any associated tenant incentives, to the Corporate Director of Resources in consultation with the Assistant Chief Executive Legal & Democratic Services, Corporate Director Community Development, the Executive Member for Finance and Resources, and the Executive Member for Culture, Arts and Housing; and
- 1.4 For the Executive to note the intention to immediately commence a review of the long-term options for the operation of the Waterpark in the event the council is unable to finalise the terms of the lease for the short-term operation with the preferred bidder.

2.0 SUMMARY

- 2.1 This report provides details of the outcome of the marketing exercise to procure a short-term operator of the Waterpark and seeks approval to enter into negotiations with a preferred bidder.
- 2.2 The council has aspirations of the Waterpark being operational for the 2024 core summer season, however there are obvious time constraints associated with the achievement of this goal. In recognition of these time constraints this report seeks authority for the decision to award the lease, and the approval of any associated tenant incentives, to be delegated to the Corporate Director for Resources as the Council's Section 151 Officer. Any decision would be made in consultation with the Assistant Chief Executive Legal & Democratic Services (Monitoring Officer), Corporate Director Community Development, the Executive Member for Finance and Resources, and the Executive Member for Culture, Arts and Housing. This decision will be recorded in a further report for these named individuals.

2.3 The report also outlines the council's intentions should it be unable to agree final terms with the preferred bidder.

3.0 BACKGROUND

3.1 The Waterpark was constructed by Benchmark Leisure Limited (Benchmark) pursuant to a £9m loan arrangement with Scarborough Borough Council (SBC) and opened to the public in August 2016. The site includes:

- i. Water Park comprising an indoor wave pool, four slides, two outdoor pools, restaurant and bar;
- ii. Changing rooms, WCs;
- iii. Spa on First Floor;
- iv. Adjoining carpark.

3.2 The Waterpark forms part of the wider North Bay development which sought to achieve 55 acres of regeneration consisting of a Principal Visitor Attraction (PVA), commercial development and accommodation. The original Development Agreement with Benchmark, which has now expired, dated back to 2002 and the premise behind the agreement was that the developer could not take any profit out of the scheme until the PVA was delivered. The PVA comprised the Waterpark and the Open Air Theatre. The works to the Open-Air Theatre were part funded from the first phases of the North Bay development and were completed in May 2010.

3.3 In September 2013 Scarborough Borough Council's Full Council approved the provision of a commercial loan to Benchmark of up to £9m to fund the development of the Water Park with a projected build cost of £14m; with the remaining £5m and any potential cost overruns being funded by Benchmark.

3.4 The works were completed in August 2016 at which point SBC granted a 35-year lease of the Waterpark to Benchmark including its immediately adjoining carpark. The interest against the loan was set at a commercial rate and loan repayments were made by way of the rental payments pursuant to the lease. Only once the loan was repaid would Benchmark be permitted to take any profit out of the remaining North Bay development.

3.5 The Development Agreement with Benchmark expired in March 2021 however the loan agreement with Benchmark in respect of the Waterpark continued. SBC subsequently enforced a loan guarantee from Benchmark's parent company which was settled in October 2022.

3.6 Due to Benchmark's continued failure to meet significant loan repayments, North Yorkshire Council issued Benchmark with a statutory demand, Benchmark subsequently entered into voluntary administration and the council took possession of the Waterpark by way of forfeiture in December 2023.

3.7 The council has aspirations of the Waterpark being operational for the 2024 core summer season and, since taking possession, has been reviewing its options to try to deliver this goal. To enable this the council has instructed works through Align Property Partners to retain the facility in a safe and operational state. Those works are on-going and are due to be completed in late May / early June 2024 to facilitate the potential summer 2024 opening.

3.8 As the council has never operated the Waterpark itself it only has limited information available to it in relation to historic operating costs, trading patterns, income, energy consumption, and operating arrangements. We do know, however, that spiralling energy costs have been a particular financial challenge for leisure attractions such as this facility.

4.0 SHORT TERM MARKETING EXERCISE

4.1 Following a review of the various legally compliant procurement and disposal options available to the council, a short-term letting arrangement was selected as the most viable option. The factors taken into account in this decision making included:

- the aspiration to achieve a summer 2024 opening and the associated time constraints;
- the lack of internal capacity and readily available expertise within the council to run a facility of this nature internally, at short notice;
- the potential financial risks and uncertainty associated with the operation of the facility;
- the longer term opportunities that might be presented if the council considers the Waterpark asset alongside the wider North Bay sites that remain within the council's ownership.

4.2 Consideration was also given to the fact that this facility was never intended to be operated as a community asset or require substantial public subsidy. The concept of the PVA, as defined by the original Development Agreement, was to deliver an attraction which acted as a major magnet for tourism, increasing visitor numbers to the region and supporting the tourist economy, as opposed to a community facility.

4.3 In April 2024 the council launched an informal tender for the short-term operation of the Waterpark. The opportunity of a short-term lease of 12 months, with an option to extend for a further 12 months, was advertised with the inclusion of the Waterpark's immediately adjoining carpark. In view of the short-term nature of the opportunity, bidders were invited to put forward any commercial landlord/tenant incentives as part of their bid such as rent-free periods. The council would also retain responsibility for any latent defects at the facility. The council's primary objective from the informal tender was to achieve a summer 2024 opening of the facility whilst it developed its long-term aspirations for the site.

4.4 Tender returns were requested by 7 May 2024 and officers made arrangements for interested parties to take part in site visits. During the tender period a number of interested parties came forward, some of whom represented experienced national and international leisure operators.

4.5 As part of the tender bidders were asked to submit financial and insurance information, evidence of relevant experience of operating a Waterpark, an operational business plan for the Waterpark including a programme for re-opening by summer 2024, pricing structures, booking system plans, reactive repair and maintenance proposals, staffing structures as well as proposals to increase revenue.

4.6 The predetermined assessment criteria which was issued to all bidders confirmed that bidders were required to pass a financial assessment as well as demonstrate that they could achieve the council's objective of a summer 2024 opening. The scoring criteria for bids was then based on a 40% pricing / 60% quality assessment with the latter focusing on the proposed operational business plan.

- 4.7 The Council has received Tender submissions that are considered in more detail in the confidential appendix of this report. The recommendation is to that one of the bidders is selected as a preferred bidder and that officers take forward further discussions to allow both the council and the bidder to determine if they are able to agree suitable final terms of a short-term letting agreement. This report therefore seeks authority from the Executive for officers to progress those discussions. The details of both bids are set out within confidential **Appendix A**.
- 4.9 There are obvious time pressures associated with the agreement of terms in order to facilitate the potential achievement of a summer 2024 opening date. The Corporate Director of Resources has delegated authority to enter into short term leases of this nature however it should be noted that a decision to award the lease may result in financial implications in the form of commercial landlord / tenant incentives. At the present time any such incentives cannot be quantified with any certainty and, will be subject to further dialogue with the bidder. This report therefore recommends that the authority to enter into the lease, and to approve any associated tenant incentives, be delegated to the Corporate Director of Resources as the Council's Section 151 Officer. Any such decision to approve a lease will be made in consultation with the Assistant Chief Executive Legal & Democratic Services (Monitoring Officer), Corporate Director Community Development, the Executive Member for Finance and Resources, and the Executive Member for Culture, Arts and Housing.

5.0 LONG-TERM PLANS

- 5.1 During the term of the short-term let of the Waterpark the council intends to develop and take forward plans for its long-term operation. The informal tender documentation set out that the initial lease term offer is 12 months, with an option to extend for a further 12 months depending upon the progress of those plans.
- 5.2 In the event that the council is unable to agree terms with the preferred bidder, the Executive is asked to note that officers will immediately review and progress options for the long-term operation of the Waterpark.

6.0 ALTERNATIVE OPTIONS CONSIDERED

- 6.1 As part of the review of the legally compliant options to achieve a summer 2024 opening, the council has looked at the options of operating the facility in-house, to operate the service via external operators under a management agreement, to manage the site through property agents and to formally dispose of the site. None of these options were achievable within the time constraints.

7.0 FINANCIAL IMPLICATIONS

- 7.1 There may be financial implications associated with the short-term operating proposals for the Waterpark in regards to any landlord / tenant incentives that might need to be agreed by the council to facilitate the proposals.
- 7.2 Any landlord / tenant incentives explored through the further discussions with the preferred bidder - along with the associated assessment of potential financial implications for the Council - would be subject to the approval and satisfaction of the Corporate Director of Resources.
- 7.3 Any decision to enter into a short-term operating agreement with the preferred bidder would take consideration of the potential financial implications associated with the final

agreed terms, and be agreed by the Corporate Director of Resources in consultation with the Assistant Chief Executive Legal & Democratic Services (Monitoring Officer), Corporate Director Community Development, the Executive Member for Finance and Resources, and the Executive Member for Culture, Arts and Housing.

- 7.4 It should be noted that there would also be financial implications for the Council associated with the need to retain the facility in a dormant but operational state if final terms for the short-term agreement cannot be agreed. There is therefore a balance required to protect the longer term value of the asset for the future whilst minimising the cost to the Council of supporting shorter term operations.

8.0 LEGAL IMPLICATIONS

- 8.1 The council has wide powers to enter into leasehold arrangements under the Local Government Act 1972. A land deal is not a procurement of public works, services or supplies so sits outside the council's procurement responsibilities under the Public Contracts Regulations 2015 and its own Procurement and Contract Procedure Rules. As the proposed tenancy is less than seven years, section 123 of the 1972 Act allows the council to prioritise the objective of reopening the facility as opposed to obtaining the best monetary return.

- 8.2 The council is however required to have regard to the UK subsidy control regime which is reflected in its Property Procedure Rules. The council and the preferred bidder are able to enter into reasonable commercial incentives which a landlord in similar circumstances might offer provided, no economic advantage is conveyed as might constitute a subsidy pursuant to the regime. There is a wide margin of appreciation for what a commercial incentive might be in these circumstances. If final terms can be agreed with the preferred bidder, they will have to satisfy a subsidy control assessment and, it is proposed that the delegation for the council to enter into a short-term lease is subject to satisfying this condition.

9.0 EQUALITIES IMPLICATIONS

- 9.1 An equalities impact assessment has been undertaken and identified no negative impacts on people with protected characteristics. The assessment is attached in Appendix B.

10.0 CLIMATE CHANGE IMPLICATIONS

- 10.1 A climate change impact assessment has been undertaken and is attached as Appendix C.

11.0 REASONS FOR RECOMMENDATIONS

- 11.1 To facilitate the potential opening of the Waterpark for the summer 2024 season.

12.0 RECOMMENDATION(S)

For the Executive to:

- i. note the outcome of the marketing exercise to procure a short-term operator for Waterpark;
- ii. approve that officers enter into negotiations with the preferred bidder with the aim of agreeing final terms;

- iii. delegate the authority to enter into the potential short-term lease, along with the agreement of any associated tenant incentives, to the Corporate Director of Resources in consultation with the Assistant Chief Executive Legal & Democratic Services (Monitoring Officer), Corporate Director Community Development, the Executive Member for Finance and Resources, and the Executive Member for Culture, Arts and Housing; and
- iv. note the intention to immediately commence a review of the long-term options for the operation of the Waterpark in the event the council is unable to finalise the terms of the lease for the short-term operation with the preferred bidder.

APPENDICES:

Appendix A – Restricted Private and Confidential Appendix: Preferred Bid Summary
Appendix B - Equalities Impact Assessment
Appendix C – Climate Change Impact Assessment

BACKGROUND DOCUMENTS:

Gary Fielding
Corporate Director – Resources
Northallerton

Report Authors – Kerry Metcalfe, Carol Rehill
Presenter of Report – Kerry Metcalfe Assistant Director Commercial, Property and Procurement

Note: Members are invited to contact the author in advance of the meeting with any detailed queries or questions

Appendix B – EIA

Initial equality impact assessment screening form			
This form records an equality screening process to determine the relevance of equality to a proposal, and a decision whether or not a full EIA would be appropriate or proportionate.			
Directorate	Corporate Resources		
Service area	Commercial, Property and Procurement		
Proposal being screened	Marketing exercise to procure a short-term operator for Alpamare Waterpark		
Officer(s) carrying out screening	Carol Rehill		
What are you proposing to do?	Enter into negotiations with the preferred bidder for the short-term operation of the Alpamare Waterpark		
Why are you proposing this? What are the desired outcomes?	Re-opening of the Alpamare Waterpark for summer 2024		
Does the proposal involve a significant commitment or removal of resources? Please give details.	No		
Impact on people with any of the following protected characteristics as defined by the Equality Act 2010, or NYCC’s additional agreed characteristics As part of this assessment, please consider the following questions: <ul style="list-style-type: none"> To what extent is this service used by particular groups of people with protected characteristics? Does the proposal relate to functions that previous consultation has identified as important? Do different groups have different needs or experiences in the area the proposal relates to? If for any characteristic it is considered that there is likely to be an adverse impact or you have ticked ‘Don’t know/no info available’, then a full EIA should be carried out where this is proportionate. You are advised to speak to your Equality rep for advice if you are in any doubt.			
Protected characteristic	Potential for adverse impact		Don’t know/No info available
	Yes	No	
Age		X	
Disability		X	
Sex		X	
Race		X	
Sexual orientation		X	
Gender reassignment		X	
Religion or belief		X	
Pregnancy or maternity		X	
Marriage or civil partnership		X	
NYC additional characteristics			
People in rural areas		X	
People on a low income		X	
Carer (unpaid family or friend)		X	
Are members of the armed forces community		X	
Does the proposal relate to an area where there are known inequalities/probable impacts (e.g. disabled people’s access to public transport)? Please give details.	The proposal takes place in Scarborough’s North Bay and will improve leisure facilities in that area.		
Will the proposal have a significant effect on how other organisations operate? (e.g. partners, funding criteria, etc.). Do any of these organisations support people with	No significant effect. The Alpamare Waterpark was operating in the area up until October 2023. This proposal seeks to re-open it for summer 2024.		

protected characteristics? Please explain why you have reached this conclusion.				
Decision (Please tick one option)	EIA not relevant or proportionate:	✓	Continue to full EIA:	
Reason for decision	To facilitate the potential opening of the Alpamare Waterpark for the summer 2024 season			
Signed (Assistant Director or equivalent)	Kerry Metcalfe, Assistant Director Commercial Property and Procurement			
Date	9 May 2024			

Appendix C - Climate change impact assessment

The purpose of this assessment is to help us understand the likely impacts of our decisions on the environment of North Yorkshire and on our aspiration to achieve net carbon neutrality by 2030, or as close to that date as possible. The intention is to mitigate negative effects and identify projects which will have positive effects.

This document should be completed in consultation with the supporting guidance. The final document will be published as part of the decision making process and should be written in Plain English.

If you have any additional queries which are not covered by the guidance please email climatechange@northyorks.gov.uk

Please note: You may not need to undertake this assessment if your proposal will be subject to any of the following:

Planning Permission
Environmental Impact Assessment
Strategic Environmental Assessment

However, you will still need to summarise your findings in in the summary section of the form below.

Please contact climatechange@northyorks.gov.uk for advice.

Title of proposal	Marketing exercise to procure a short-term operator for Alpamare Waterpark
Brief description of proposal	To seek a short term operator for the Alpamare Waterpark in the North Bay, Scarborough and facilitate an aspiration to open the facility for the core 2024 summer season
Directorate	Resources
Service area	Property
Lead officer	Kerry Metcalfe
Names and roles of other people involved in carrying out the impact assessment	n/a
Date impact assessment started	09/05/2024

Options appraisal

Were any other options considered in trying to achieve the aim of this project? If so, please give brief details and explain why alternative options were not progressed.

N/A – the aim of the project is to open the facility for the 2024 core summer season. Any option chosen to facilitate this aspiration would have the same impacts from a climate change perspective.

What impact will this proposal have on council budgets? Will it be cost neutral, have increased cost or reduce costs?

Please explain briefly why this will be the result, detailing estimated savings or costs where this is possible.

The potential impact on council budgets will be considered alongside any final decision to award a short term operating lease for the facility.

<p>How will this proposal impact on the environment?</p> <p>N.B. There may be short term negative impact and longer term positive impact. Please include all potential impacts over the lifetime of a project and provide an explanation.</p>	<p>Positive impact (Place a X in the box below where relevant)</p>	<p>No impact (Place a X in the box below where relevant)</p>	<p>Negative impact (Place a X in the box below where relevant)</p>	<p>Explain why will it have this effect and over what timescale?</p> <p>Where possible/relevant please include:</p> <ul style="list-style-type: none"> • Changes over and above business as usual • Evidence or measurement of effect • Figures for CO₂e • Links to relevant documents 	<p>Explain how you plan to mitigate any negative impacts.</p>	<p>Explain how you plan to improve any positive outcomes as far as possible.</p>	
<p>Minimise greenhouse gas emissions e.g. reducing emissions from travel, increasing energy efficiencies etc.</p>	Emissions from travel			X	The re-opening of the facility will cause increased emissions relating to visitors travelling to the facility.	Facility is located near public transport links	
	Emissions from construction		X				
	Emissions from running of buildings			X	The re-opening of the facility will increase emissions relating to the operation of the site.	Options will be explored to review plant and equipment at the site to make it more energy efficient	
	Other		X				
<p>Minimise waste: Reduce, reuse, recycle and compost e.g. reducing use of single use plastic</p>					Any such measures would be at the discretion of the operator	Will follow environmental legislation and codes of practice to minimise waste. Preferred	

<p>How will this proposal impact on the environment?</p> <p>N.B. There may be short term negative impact and longer term positive impact. Please include all potential impacts over the lifetime of a project and provide an explanation.</p>	<p>Positive impact (Place a X in the box below where relevant)</p>	<p>No impact (Place a X in the box below where relevant)</p>	<p>Negative impact (Place a X in the box below where relevant)</p>	<p>Explain why will it have this effect and over what timescale?</p> <p>Where possible/relevant please include:</p> <ul style="list-style-type: none"> • Changes over and above business as usual • Evidence or measurement of effect • Figures for CO₂e • Links to relevant documents 	<p>Explain how you plan to mitigate any negative impacts.</p>	<p>Explain how you plan to improve any positive outcomes as far as possible.</p>
<p>Page 20</p>					<p>bidder takes part in schemes to reduce their use of energy, water and other resources.</p>	
<p>Reduce water consumption</p>			X	<p>The re-opening of the facility will have a negative impact due to the nature of the facility</p>	<p>As above.</p>	
<p>Minimise pollution (including air, land, water, light and noise)</p>			X	<p>As above</p>	<p>As above.</p>	
<p>Ensure resilience to the effects of climate change e.g. reducing flood risk, mitigating effects of drier, hotter summers</p>		X				

<p>How will this proposal impact on the environment?</p> <p>N.B. There may be short term negative impact and longer term positive impact. Please include all potential impacts over the lifetime of a project and provide an explanation.</p>	<p>Positive impact (Place a X in the box below where relevant)</p>	<p>No impact (Place a X in the box below where relevant)</p>	<p>Negative impact (Place a X in the box below where relevant)</p>	<p>Explain why will it have this effect and over what timescale?</p> <p>Where possible/relevant please include:</p> <ul style="list-style-type: none"> • Changes over and above business as usual • Evidence or measurement of effect • Figures for CO₂e • Links to relevant documents 	<p>Explain how you plan to mitigate any negative impacts.</p>	<p>Explain how you plan to improve any positive outcomes as far as possible.</p>
<p>Enhance conservation and wildlife</p>		X				
<p>Safeguard the distinctive characteristics, features and special qualities of North Yorkshire's landscape</p>		X				
<p>Other (please state below)</p>						

<p>Are there any recognised good practice environmental standards in relation to this proposal? If so, please detail how this proposal meets those standards.</p>

Summary Summarise the findings of your impact assessment, including impacts, the recommendation in relation to addressing impacts, including any legal advice, and next steps. This summary should be used as part of the report to the decision maker.

Although certain negative climate impacts have been identified within the assessment of the proposals these are outweighed by the positive economic impacts associated with the re-opening of the facility.

Sign off section

This climate change impact assessment was completed by:

Name	Carol Rehill
Job title	Head of Legal Major Projects
Service area	Property / Tourism
Directorate	Resources / Communities
Signature	
Completion date	09/05/2024

Authorised by relevant Assistant Director (signature):

Kerry Metcalfe, Assistant Director – Commercial, Property and Procurement

Date: 09/05/2024

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FORWARD PLAN

The decisions likely to be taken by North Yorkshire Council in the following 12 months are set out below:

Publication Date: 13 May 2024

Last updated: 13 May 2024

Period covered by Plan: 13 May 2024 to 31 May 2025

PLEASE NOTE:-

In accordance with the Local Authorities (Executive Arrangements)(Meetings and Access to information)(England) Regulations 2012, at least **28 clear days' notice**, excluding the day of notification and the day of decision taking, must be published on the Forward Plan of any intended key decision. It is also a requirement that **28 clear days' notice** is published of the intention to hold an Executive meeting or any part of it in private for the consideration of confidential or exempt information. For further information and advice please contact the Democratic Services and Scrutiny Manager on 01609 533531.

FUTURE DECISIONS

Likely Date of Decision	**Decision Taker	In Consultation with (Executive Member or Corporate Director)	Description of Matter – including if the report contains any exempt information and the reasons why	Key Decision YES/NO	Decision Required	Consultees (i.e. the principal groups to be consulted)	Consultation Process (i.e. the means by which any such consultation is to be undertaken)	Contact details for making representations (Tel: 0845 034 9494) unless specified otherwise)	Relevant documents already submitted to Decision Taker
28 May 2024	Executive		Q4 Performance Monitoring and Budget Report	Yes	Q4 Performance Monitoring and Budget report including: Revenue Plan; Capital Plan/ Treasury Management and Prudential Indicators	Management Board	Meetings	Gary Fielding, Corporate Director of Resources gary.fielding@northyorks.gov.uk	Q4 Performance Monitoring and Budget Report
28 May 2024	Executive		North Yorkshire/York Music Hub Bid Acceptance	Yes	North Yorkshire Music Service has been awarded a grant to deliver on the Governments National Plan for Music Education by the Dfe and Arts Council England. The Music Service will be the Lead Organisation in the newly formed Music Hub, working closely with the York Music Hub to deliver the National Plan across both regions.	NYC Staff and York Music Hub		Ian Bangay, Head of Instrumental Music Service ian.bangay@northyorks.gov.uk	North Yorkshire/York Music Hub Bid Acceptance

28 May 2024	Executive		Environment Agency Grants for North Bay Urgent Wall Improvements – Phase 2	Yes	<p>To seek permission for acceptance of £1.5m grant funding from the Environment Agency (EA) to progress Phase 2 of the project. The grant will allow progression to completion of the project including the procurement of a specialist consultant to design and project manage the works and a contractor to undertake the works.</p> <p>Phase 1 works was successfully completed in 2014 and in 2022 the former Scarborough Borough council applied for a grant from the EA to undertake Phase 2.</p>		Informal meeting/discussion with appropriate Elected Members	Chris Bourne, Head of Projects chris.bourne@northyorks.gov.uk	Environment Agency Grants for North Bay Urgent Wall Improvements – Phase 2
11 Jun 2024	Executive		York & North Yorkshire Key Route Network	Yes	To seek agreement on the finalised draft of the North Yorkshire parts of the proposed Key Route Network for York and North Yorkshire ahead of approval by the Mayoral Combined Authority.	Environment Executive Member	By email to HAM@northyorks.gov.uk	James Gilroy, Team Leader, Highway Asset Management Email: james.gilroy@northyorks.gov.uk	York & North Yorkshire Key Route Network

11 Jun 2024	Executive		Consultation on changes to the Council's Home to School Travel Policy	Yes	To report the outcome of a consultation on a proposed new Home to School Travel Policy for North Yorkshire. To seek approval of the proposed policy to move forward for adoption by the Council in July 2024.	Parents / carers, schools, governors, NYC councillors, neighbouring councils, parish councils, academy trusts, transport contractors, Diocese, MP and other stakeholders.	Public consultation between 19 February and 26 April 2024. Consultation documents available on NYC website. Several engagement activities undertaken with a mixture of virtual and in-person events.	Amanda Newbold, AD Education & Skills Amanda.newbold@northyorks.gov.uk	
11 Jun 2024	Executive		CYPS Schools Capital Programme	Yes	To consider and approve proposals for a programme of works to schools arising from a capital allocation received by the Council for the financial year 2024-25.	School representatives will be consulted.	Consultation will be undertaken at a meeting of the Schools' Forum	Jon Holden, Head of Property Services jon.holden@northyorks.gov.uk	CYPS Schools Capital Programme
11 Jun 2024	Executive		Administrative amendments to the LGPS Discretions Policy	Yes	Consideration of proposed minor administrative amendments to the LGPS Discretions Policy and a proposed delegation to the Assistant Chief Executive Business Support & HR to make in-year minor	Relevant NYC Officers and Members	Correspondence and meetings	Trudy Forster, Assistant Chief Executive - HR & Business Support Trudy.forster@northyorks.gov.uk	Administrative amendments to the LGPS Discretions Policy

					administrative amendments to the Policy, for recommendation to full Council for approval.				
11 Jun 2024	Executive		National Childcare Expansion Programme for Early Years and Wraparound provision	Yes	To inform Executive of the plan to manage the National Expansion of Childcare grant funding for Early Years and Wraparound provision through Capital and Revenue grants. The funding is to be administered through NYC and will include dispersal of funds through an application process where existing and new providers apply to support the council to meet its sufficiency duties. The decision required is to enable funds to be distributed through an agreed process, using funding agreements and assurance processes as required.			Amanda Newbold, AD Education & Skills amanda.newbold@northyorks.gov.uk	National Childcare Expansion Programme for Early Years and Wraparound provision
11 Jun 2024	Executive		Submission of data to the Local Government	Yes	Following LGR, the Local Government Boundary Commission	The recommendations have	The public consultations will be run by the	Rachel Joyce, Assistant Chief	

			Boundary Commission for England		for England will be undertaking a Boundary Review. This review will identify the number of councillors to be elected and the geographies of the Divisions they represent for the next local government elections in 2027. The first stage of this is for the Council to submit a proposed number of Councillors and a prediction of the number of electors in each polling district in 2030. Executive will be asked to approve the submission of this information, and other background information required by the Boundary Commission.	been developed by a Member Working Group, supported by relevant officers. The Boundary Review will be subject to two Public Consultations.	Boundary Commission, to gather views on draft and then final proposed division patterns (i.e the areas each council member will represent following the next election)	Executive for Localities 01423 556187	
18 Jun 2024	Executive		Review of North Yorkshire Bus Service Improvement Plan	Yes	To approve an updated Bus Service Improvement Plan (BSIP) which requires submission to the Department of Transport (DfT) by 12 June 2024	Department for Transport guidance sets out that this should be agreed through the North Yorkshire Bus Enhanced Partnership which	Through the NY Bus Enhanced Partnership	Andrew Clarke, Public & Community Transport Manager andrew.clarke@northyorks.gov.uk	Review of North Yorkshire Bus Service Improvement Plan

						includes bus company and passenger group representatives.			
18 Jun 2024	Executive		Local Authority Housing Funding	Yes	The purpose of this report is to enter into a Memorandum of Understanding (MOU) with the Department of Levelling-Up, Housing and Communities (DLUHC) for funding of £1,740,114 from the Local Authority Housing Fund (LAHF). This funding will contribute towards the acquisition of 2 homes for temporary accommodation for homeless households plus an additional 11 affordable homes to provide accommodation for 11 households from the Afghan Citizens Resettlement Scheme (ACRS).	We will consult with the following: The Councils Refugees Resettlement Manager The Councils Head of Housing Needs	Consultation will take place on an on-going basis with the Refugee Resettlement Manager in order to identify suitable locations and properties for the Afghan households. Similarly consultation will take place with the Head of Housing Needs to identify suitable locations and properties for the temporary accommodation for the homeless households.	John Burroughs, Housing Strategy and Development Officer John.Burroughs@northyorks.gov.uk	Local Authority Housing Funding
18 Jun 2024	Executive		Housing Assistance and Disabled Adaptations Policy	Yes	Due to the variations in approach towards the method of delivery of the disabled facilities grant, there were also	Health	A draft policy was submitted to the LGR Housing board post vesting day. As part of the	Lynn Williams, Head of Housing Renewal lynn.williams@northyorks.gov.uk	Housing Assistance and Disabled

					<p>some subtle variations between the legacy areas in relation to their policy approach and their interpretation and implementation of legislation.</p> <p>The report will therefore sets out the key recommendations for the policy and seek agreement to adopt the North Yorkshire Housing Assistance and Disabled Facilities Grant Policy for the new authority.</p>		<p>LGR work, consultation had taken place with representatives from the LGR Housing work stream. A further task</p>		Adaptations Policy
	Executive		Housing Enforcement Policy	Yes	<p>The report will set out the detail of the proposed NYC housing enforcement policy, which is required in order for us to deliver our statutory duties in relation to housing standards in the private sector.</p>	<p>As this is based on statutory legislation, consultation has been undertaken in house with environmental health and enforcement officers across the legacy council areas who deliver the service, in addition to other</p>	<p>Consultation was undertaken initially as part of the LGR work streams. The policy has been developed based on the good practice of other authorities, through information sharing at regional and national meetings. A housing enforcement workshop was utilised to discuss</p>	<p>Lynn Williams, Head of Housing Renewal lynn.williams@northyorks.gov.uk</p>	Housing Enforcement Policy

						environmental health colleagues regionally and nationally.	the key points of the policy amongst all staff delivering housing enforcement.		
18 Jun 2024	Executive		North Yorkshire Joint Health and Wellbeing Strategy	Yes	To consider the proposed North Yorkshire Joint Health and Wellbeing Strategy and recommend it for adoption to the Council. NOTE: The North Yorkshire Health and Wellbeing Board's Terms of Reference state that "The Joint Health and Wellbeing Strategy will be referred to the Council for approval as part of the Council's Policy Framework."	<ul style="list-style-type: none"> •The public and partners •North Yorkshire Health and Wellbeing Board (finalised draft) in May 2024 •Executive on 18 June 2024 •Council on 24 July 2024 	In terms of the public and partners, a period of public consultation is planned for autumn/winter 2023. In terms of the formal meetings referred to above, the process will be via presentation and discussion of the proposed Strategy at the relevant Committee meetings.	Louise Wallace, AD Health and Integration louise.wallace@northyorks.gov.uk	North Yorkshire Joint Health and Wellbeing Strategy
18 Jun 2024	Executive		Adult Learning and Skills Service Accountability Agreement 2024-25	Yes	As a provider of adult education in receipt of grant funding of over £1m we must write and publish an accountability statement to form part 2 of our funding agreement with the Skills Funding Agency. We have also been advised that to meet	The document will have been produced with full internal consultation with colleagues in inclusion service, economic	Whilst the document must respond to local key priorities it is key to the service to position this within the wider education landscape. Open consultation is not deemed necessary as the	Paul Cliff, Shared Head of Adult Learning and Skills paul.cliff@northyorks.gov.uk	Adult Learning and Skills Service Accountability Agreement 2024-25

financial procedure rules we must also document approval to receive the recurring grant funding that will make up part 1 of the documentation.

The statement is a mandatory part of the legislation linked to our current funding arrangements but must make clear reference to a document, written by West and North Yorkshire Chamber of commerce called the Learning Skills Improvement Plan (LSIP) and the key priorities of the council. This document is this year's version of a document approved for 2023-24 and our response is largely based upon the strategy for adult learning and skills engagement that we consulted on in July 2022 and just defines targets based on the LSIP and national skills requirements

development, training and learning and the wider localities teams, external consultation is based upon work with local further education providers as part of the LSIP steering board, with colleagues from the combined authority as part of the work to shape the MCA skills strategy and with colleagues at Yorkshire Learning Providers.

plan aligns the strategic direction of the service (subject to full open consultation) with these priorities the document must detail the key role the service plays in the adult education ecosystem, so consultation with these stakeholder groups is essential and will involve direct feedback on drafts of the document.

18 Jun 2024	Executive		Boroughbridge High School, Boroughbridge – Proposal to remove Sixth Form Provision	Yes	<p>Following the publication of statutory notices, to determine whether to change the age range at Boroughbridge High School, effective from 31 August 2024, by ceasing the Sixth Form Provision.</p> <p>If there are no objections to the statutory notices, this decision will be taken by the Executive Member for Education, Learning and Skills at the meeting with the Corporate Director - Children and Young People's Service</p>	Parents, Staff, Governors, Primary Feeder Schools, Local Secondary Schools, Local Elected Members, Town and parish councils, MP and other local stakeholders.	<p>Consultation ran from 19 January to 1 March 2024. Consultation document issued to consultees and available on NYC website.</p> <p>Statutory proposals published on NYC website, in a local newspaper and displayed at the school. Statutory proposals representation period from 4 April to 2 May 2024.</p> <p>How representations may be made: In writing to the Corporate Director- Children and Young People's Service, schoolorganisation@northyorks.gov.uk by 2 May 2024</p>	John Lee, CYPS Strategic Planning Officer john.s.lee@northyorks.gov.uk	Boroughbridge High School, Boroughbridge – Proposal to remove Sixth Form Provision
18 Jun 2024	Executive		Double Devolution – Pilot Business Case sign-off	No	The double devolution pilots are progressing with the parish and town councils, business case templates have been shared with them	N/A	No needed	Rachel Joyce, Assistant Chief Executive for Localities Rachel.Joyce@northyorks.gov.uk	Double Devolution – Pilot Business Case sign-off

					all and will require sign-off individually once completed. Specific dates to be agreed with each area and the Forward Plan will be updated for each area once this has been confirmed. Areas for information: Filey Town Council Knaresborough Town Council Malton Town Council Northallerton Town Council Ripon Town Council Selby Town Council Skipton Town Council Whitby Town Council			k ; 01423 556706	
18 Jun 2024	Executive		Review of Maximum Hackney Carriage Fares	Yes	To review the current maximum Hackney Carriage fares set by the Council consequent to consultation and statutory public notice.	Hackney Carriage trade and users of Hackney Carriages	The Hackney Carriage trade was consulted in the preparation of the original proposals. This was followed by a statutory public notice giving all parties a chance to comment on proposals.	Gareth Bentley, Head of Licensing gareth.bentley@northyorks.gov.uk	Review of Maximum Hackney Carriage Fares
18 Jun 2024	Executive		Malton and Norton Neighbourhood	Yes	This is a statutory stage in the preparation of a	Internal consultation	The Plan has already been	Rachael Balmer	Malton and Norton

			Plan – Decision Statement and referendum		Neighbourhood Plan post Examination Report is to set out a recommendation to agree the appended Decision statement (a statement which sets out the Council's position on the Neighbourhood Plan) and agree that a referendum will be held.	will take place in conjunction with the report's production, also submission to Thirsk & Malton ACC on 14 June 2024.	subject to consultation and examination as part of its production.	rachael.balmer@northyork.gov.uk	Neighbourhood Plan – Decision Statement and referendum
18 Jun 2024 Page 37	Executive		Examiner's Report on the Pannal and Burn Bridge Neighbourhood Plan - Decision Statement and Referendum	Yes	This is a statutory stage in the preparation of a Neighbourhood Plan that takes place following independent Examination of the plan. The report will set out a recommendation on whether to agree an appended Decision Statement. The Decision statement will set out the Council's position on the Neighbourhood Plan in-light of the Examiner's Report and whether the Plan can progress to referendum.	The neighbourhood plan has already been subject to consultation by both the parish council- during their preparation of the plan, and the LPA following submission in order to inform the Examination. Internal consultation with senior officers will	Email meetings. and	Natasha Durham, Planning Manager (Policy), Joe Varga, Senior Policy and Delivery Officer joe.varga@northyorks.gov.uk,	Examiner's Report on the Pannal and Burn Bridge Neighbourhood Plan - Decision Statement and Referendum

						take place in conjunction with the report's preparation.			
18 Jun 2024	Executive		Temporary Accommodation Business Case	Yes	The report sets out plans to increase the provision of temporary accommodation stock in the county. The report seeks approval to follow the approach identified in the business case (mixed model in-house and registered provider developed provision).	Corporate Director of Community Development Assistant Director of Resources for Community Development Finance Legal Executive Member for Culture, Arts and Housing Management Board The Executive.	Via email briefings and in person meetings	Hannah Heinemann, Head of Housing Delivery and Partnerships Hannah.heinemann@northyorks.gov.uk	Temporary Accommodation Business Case
16 Jul 2024	Executive		Managing Adult Social Care Pressures	Yes	To update Members on actions being taken to address adult social care waiting times and workforce pressures and to set out the evaluation of the Ethical Decision-Making Framework that was put			Richard Webb, Corporate Director of Health and Adult Services richard.webb@northyorks.gov.uk	

					in place in January 2022				
16 Jul 2024	Executive		Care market proposals for Malton	Yes	To request approval from Executive on proposals for the development of the adult social care market in Malton	Local stakeholders	Stakeholder meetings	Hannah Brown hannah.brown3@northyorks.gov.uk 01609 535906	Care market proposals for Malton
16 Jul 2024	Executive		Harrogate Transforming Cities Fund Traffic Regulation Orders	Yes	For Executive to approve the introduction of the Traffic Regulation Orders required for the Harrogate Transforming Cities Fund project.	Executive Member for Highways and Transportation Harrogate & Knaresborough Area Constituency Committee Member for Valley Gardens & Central Harrogate Statutory consultation undertaken in line with Traffic Regulation Order process. Statutory stakeholders and affected	Statutory consultation undertaken in line with Traffic Regulation Order process.	Tania Weston Email: tania.weston@northyorks.gov.uk , Tel No: 01609 532905	Harrogate Transforming Cities Fund Traffic Regulation Orders

						residents and businesses within the vicinity of the proposed schemes consulted before final implementation.			
16 Jul 2024	Executive		North Yorkshire Autism Strategy	Yes	To approve the North Yorkshire Autism Strategy, considering feedback and refinements following the public consultation.	The draft strategy was subject to public consultation (November 2023 – March 2024), including Scrutiny of Health. A range of partner organisations also contributed to the draft strategy.	The Executive Member Health and Adult Services approved the launch of the public consultation plan at the Health and Adult Services Executive meeting on 3rd November 2023.	Natalie Smith, Head of Service HAS Planning, Public Health Team, Naomi Smith, Programme Manager, Strategic Resources naomi.smith@northyorks.gov.uk 01609 534823,	North Yorkshire Autism Strategy
16 Jul 2024	Executive		Long Term Plan for Scarborough	Yes	To approve the ten year Long Term Plan for Scarborough and initial three year Investment Plan of agreed interventions to receive, allocate and spend funding received from Government through	The Council in partnership with the Scarborough Town Board is conducting wide ranging consultation on the	The wider consultation mentioned above will be delivered through a variety of means such as targeted stakeholder meetings, open	Helen Jackson, Regeneration Projects Manager helen.jackson1@northyorks.gov.uk	Long Term Plan for Scarborough

					<p>the Long Term Plan for Towns programme.</p> <p>creation of the Long Term Plan for Scarborough with internal services and key strategic Officers, the Scarborough and Whitby ACC, local businesses, local stakeholder groups, charities, community organisations, schools and residents.</p> <p>The Scarborough Town Board also needs to approve the LTP for Scarborough before submission. Executive representatives of NYC sit on the Scarborough Town Board.</p>	<p>public sessions and online methods and is being undertaken in liaison the Scarborough Town Board.</p>			
16 Jul 2024	Executive		Transfer of part of former	No	To approve the transfer of part of the former	None	None	Philip Cowan, Non-Operational	Transfer of part of

			Northallerton School and Sixth Form College (Grammar School Lane) to the Department for Education.		Northallerton School and Sixth Form College, Grammar School Lane, Northallerton to the Department for Education at nil cost to enable the delivery of a new SEND School to provide educational services from the site.			Property Manager, NYCC Property Services philip.cowan@northyorks.gov.uk	former Northallerton School and Sixth Form College (Grammar School Lane) to the Department for Education.
16 Jul 2024	Executive		Transfer of part of former Northallerton School and Sixth Form College (Grammar School Lane) to the Department for Education.	No	To approve the transfer of part of the former Northallerton School and Sixth Form College, Grammar School Lane, Northallerton to the Department for Education at nil cost to enable the delivery of a new SEND School to provide educational services from the site.	None		Philip Cowan, Non-Operational Property Manager, NYCC Property Services philip.cowan@northyorks.gov.uk	Transfer of part of former Northallerton School and Sixth Form College (Grammar School Lane) to the Department for Education.
20 Aug 2024	Executive		Q1 Performance Monitoring and Budget Report	Yes	Q1 Performance Monitoring and Budget report including: Revenue Plan; Capital Plan; Treasury Management and Prudential Indicators	Management Board	Meetings	Gary Fielding, Corporate Director of Resources gary.fielding@northyorks.gov.uk	Q1 Performance Monitoring and Budget Report
17 Sep 2024	Executive		Proposed extra care housing scheme	Yes	To approve funding to support the development of an extra care housing scheme in Whitby. To			Michael Rudd, Head of Housing Marketing Development (Commissioning)	

					review the proposed scheme and outcome of the procurement.			, Health and Adult Services michael.rudd@northyorks.gov.uk	
17 Sep 2024	Executive		Redeployment of land to the north and south of Crosshills Lane, Selby	Yes	To approve the proposed redeployment of the property	Executive members and Management Board at the informal Executive meeting held on 8 June 2021		Philip Cowan, Non-Operational Property Manager, NYCC Property Services Philip.Cowan@northyorks.gov.uk	
15 Oct 2024	Executive		Double Devolution – Pilot Business Case sign-off	No	The double devolution pilots are progressing with the parish and town councils, business case templates have been shared with them all and will require sign-off individually once completed. Specific dates to be agreed with each area and the Forward Plan will be updated for each area once this has been confirmed. Areas for information: Filey Town Council Knaresborough Town Council Malton Town Council Northallerton Town Council Ripon Town Council	N/A	Not required	Rachel Joyce, Assistant Chief Executive for Localities Rachel.Joyce@northyorks.gov.uk ; Tel: 01423 556705	Double Devolution – Pilot Business Case sign-off

					Selby Town Council Skipton Town Council Whitby Town Council				
15 Oct 2024	Executive		Annual Review of Member Champions	No	Annual Review of Member Champions	Leader	Emails	Daniel Harry, Democratic Services and Scrutiny Manager daniel.harry@northyorks.gov.uk	Annual Review of Member Champions
5 Nov 2024	Executive		Cultural Strategy for North Yorkshire	Yes	To seek approval for adoption of the Cultural Strategy for North Yorkshire, as facilitated and developed by the Culture	Culture	Via briefings and meetings, either in person or via Ms Teams or email.	Danielle Daglan, Head of Culture and Archives danielle.daglan@northyorks.gov.uk	Cultural Strategy for North Yorkshire
19 Nov 2024	Executive		Q2 Performance Monitoring and Budget Report	Yes	Q2 Performance Monitoring and Budget report including: Revenue Plan; Capital Plan; Treasury Management and Prudential Indicators	Management Board	Meetings	Gary Fielding, Corporate Director of Resources gary.fielding@northyorks.gov.uk	Q2 Performance Monitoring and Budget Report
17 Dec 2024	Executive		Double Devolution – Pilot Business Case sign-off	No	The double devolution pilots are progressing with the parish and town councils, business case templates have been shared with them all and will require sign-off individually once completed. Specific dates to be agreed with each area and the	N/A	Not required	Rachel Joyce, Assistant Chief Executive for Localities Rachel.Joyce@northyorks.gov.uk; Tel: 01423 556705	Double Devolution – Pilot Business Case sign-off

					Forward Plan will be updated for each area once this has been confirmed. Areas for information: Filey Town Council Knaresborough Town Council Malton Town Council Northallerton Town Council Ripon Town Council Selby Town Council Skipton Town Council Whitby Town Council				
24 Jan 2025 Page 45	Executive		Revenue Budget 2025/26 and Medium Term Financial Strategy - To make recommendation to Full Council	Yes	To consider and recommend to Council the Revenue Budget for 2025/26 and the Medium Term Financial Strategy (MTFS) including: Revenue Plan; Capital Plan; Treasury Management; Prudential Indicators	Management Board	Budget consultation process	Gary Fielding, Corporate Director of Resources gary.fielding@northyorks.gov.uk	Revenue Budget 2025/26 and Medium Term Financial Strategy - To make recommendation to Full Council
18 Feb 2025	Executive		Q3 Performance Monitoring and Budget Report	Yes	Q3 Performance Monitoring and Budget report including: Revenue Plan; Capital Plan; Treasury Management and Prudential Indicators	Management Board	Meetings	Gary Fielding, Corporate Director of Resources gary.fielding@northyorks.gov.uk	Q3 Performance Monitoring and Budget Report
18 Mar 2025	Executive		North Yorkshire and York Local Nature Recovery	Yes	To seek approval to formally publish the statutory outputs of the	Natural England City of York	Online hosting	Timothy Johns, Senior Policy Officer	North Yorkshire and York

			(LNRS) Strategy) - Publication		North Yorkshire and York Local Nature Recovery (LNRS) Strategy comprising -local habitat map -statement of biodiversity priorities. As developed in accordance with the LNRS Regulations 2023.	Council North York Moors National Park Authority Yorkshire Dales National Park Authority Stakeholders and members of the public across NY and City of York		timothy.johns@n orthyorks.gov.uk	Local Nature Recovery (LNRS) Strategy) - Publication
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Should you wish to make representation as to the matter being discussed in public please contact Daniel Harry
Email: (daniel.harry@northyorks.gov.uk) Tel: 01609 533531.